

## **MINUTES**

### **MONTANA SENATE 60th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON TAXATION**

**Call to Order:** By **CHAIRMAN JIM ELLIOTT**, on February 9, 2007 at 9:00 A.M., in Room 405 Capitol.

#### **ROLL CALL**

**Members Present:**

Sen. Jim Elliott, Chairman (D)  
Sen. Jerry W. Black (R)  
Sen. Jeff Essmann (R)  
Sen. Kelly Gebhardt (R)  
Sen. Kim Gillan (D)  
Sen. Dan Harrington (D)  
Sen. Christine Kaufmann (D)  
Sen. Sam Kitzenberg (D)  
Sen. Jim Peterson (R)  
Sen. Bob Story Jr. (R)

**Members Excused:** Sen. Trudi Schmidt (D)

**Members Absent:** None.

**Staff Present:** Lee Heiman, Legislative Branch  
Lois O'Connor, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 470, 2/6/2007; SB 416, 2/6/2007  
Executive Action: HB 470, SB 242

00:03:44

**HEARING ON HB 470**

**Opening Statement by Sponsor:**

00:04:32 REP. ALAN OLSON (R), HD 45, opened the hearing on HB 470, Clarify interest and costs on property tax redemption.

**Proponents' Testimony:**

00:05:50 Rhonda Wiggers, Montana County Treasurers Association

00:07:04 Harold Blattie, Executive Director, Montana Association of Counties (MACo)

**Opponents' Testimony:** None.

**Informational Testimony:** None.

**Questions from Committee Members and Responses:** None.

**Closing by Sponsor:**

00:07:46 Rep. Olson

**HEARING ON SB 416**

**Opening Statement by Sponsor:**

00:08:36 SEN. CHRISTINE KAUFMANN (D), SD 41, opened the hearing on SB 416, Secretary of state - department of revenue taxpayer identification.

**Proponents' Testimony:**

00:12:57 Gene Walborn, Montana Department of Revenue (DOR)

00:22:03 Mark Simonich, Office of the Honorable Secretary of State (Secretary of State's Office)

**Opponents' Testimony:** None.

**Informational Testimony:**

00:27:39 Monica Smith, Legislative Audit Division (LAD)

**Questions from Committee Members and Responses:**

00:28:00 Sen. Jeff Essmann to Mr. Walborn, DOR

00:32:15 Sen. Robert Story to Mr. Simonich, Secretary of State's Office

00:34:48 Sen. Jim Elliott to Mr. Walborn, DOR

00:35:48 Sen. Elliott to Mr. Simonich, Secretary of State's Office

00:36:39 Sen. Story to Mr. Walborn, DOR

00:38:48 Sen. Jerry Black to Mr. Walborn, DOR

00:39:44 Sen. Elliott to Mr. Walborn, DOR

**Closing by Sponsor:**

00:40:10 Sen. Kaufmann

00:41:32 Break

00:51:05 Reconvene

**Discussion:**

00:51:26 Sen. Elliott to Sen. Kim Gillan

00:52:05 Sen. Elliott to Sen. Kelly Gebhardt

**EXECUTIVE ACTION ON HB 470**

00:53:06 **Motion:** SEN. GEBHARDT moved that HB 470 BE CONCURRED IN.

**Discussion:**

00:53:19 Sen. Story

00:53:40 **Vote:** Motion that HB 470 BE CONCURRED IN carried unanimously by voice vote. SEN. SCHMIDT voted aye by proxy.

**EXECUTIVE ACTION ON SB 242**

00:55:11 **Motion:** SEN. ELLIOTT moved that SB 242 DO PASS.

**Discussion:**

00:55:25 Lee Heiman, Staff Attorney, Legislative Services  
Division (LSD)

00:56:06 Sen. Elliott

00:56:27 **Motion:** SEN. ELLIOTT moved that amendment  
#SB024202.ALH DO PASS.

**EXHIBIT**(tas29a01)

**Discussion:**

00:57:22 Sen. Gebhardt to Sen. Elliott

00:59:20 Sen. Story to Sen. Elliott

01:00:38 Mr. Heiman, LSD

01:01:05 Sen. Peterson to Sen. Elliott

01:03:12 Sen. Essmann

01:04:14 Sen. Elliott

01:04:21 Sen. Gillan

01:04:44 **Sen. Elliott withdrew the motion on #SB024202.ALH**

01:04:59 **Motion:** SEN. ELLIOTT moved that #SB024201.ALH DO PASS.

**EXHIBIT**(tas29a02)

01:05:57 Sen. Gillan

01:06:33 Sen. Story

01:07:07 Sen. Gebhardt

01:07:45 Sen. Elliott

01:08:11 **Vote:** Motion that #SB024201.ALH DO PASS carried 9-2 by  
voice vote with SEN. ESSMANN and SEN. STORY voting nay.  
SEN. SCHMIDT voted aye by proxy.

01:08:59 Break

01:10:24 Reconvene

01:11:22 **Motion:** SEN. ELLIOTT moved that #SB024202.ALH DO PASS.

01:11:25 Dan Bucks, Director, Montana Department of Revenue  
(DOR)

01:14:50 Sen. Elliott to Director Bucks, DOR

01:16:28 Sen. Peterson to Director Bucks, DOR

01:20:49 **Vote:** Motion that #SB024202.ALH DO PASS carried  
unanimously by voice vote. SEN. SCHMIDT voted aye by  
proxy.

01:21:06 **Motion:** SEN. ELLIOTT moved that SB 242 DO PASS AS  
AMENDED.

**Discussion:**

01:21:28 Sen. Elliott

01:23:52 Sen. Essmann

01:26:53 Sen. Peterson

01:28:38 Sen. Black

01:30:13 Sen. Gillan to Mr. Heiman

01:31:08 Sen. Elliott

01:32:13 **Vote:** Motion that SB 242 DO PASS AS AMENDED carried 6-  
5 by roll call vote with SEN. BLACK, SEN. ESSMANN, SEN.  
GEBHARDT, SEN. PETERSON, and SEN. STORY voting no. SEN.  
SCHMIDT voted aye by proxy.

**ADJOURNMENT**

Adjournment: 10:35 A.M.

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SEN. JIM ELLIOTT, Chairman

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LOIS O'CONNOR, Secretary

JE/lo

Additional Exhibits:

**EXHIBIT ([tas29aad.pdf](#))**